

AMENDMENT NO. _____

Calendar No. _____

Purpose: To modify the applicability of requirements concerning hours of service to operators of commercial motor vehicles transporting agricultural commodities and farm supplies.

IN THE SENATE OF THE UNITED STATES—108th Cong., 1st Sess.

(no.) _____

(title) _____

Referred to the Committee on _____
 and ordered to be printed

Ordered to lie on the table and to be printed

AMENDMENT intended to be proposed by Mr. BURNS

Viz:

1 At the end of subtitle A of title II, add the following:

2 **SEC. 2____. OPERATION OF COMMERCIAL MOTOR VEHICLES**

3 **TRANSPORTING AGRICULTURAL COMMOD-**

4 **ITIES AND FARM SUPPLIES.**

5 (a) EXEMPTION FROM HOURS-OF-SERVICE RE-

6 QUIREMENTS.—

1 (1) IN GENERAL.—Section 345(c) of the Na-
2 tional Highway System Designation Act of 1995 (49
3 U.S.C. 31136 note; Public Law 104–59) is amended
4 in the first sentence by striking “other than para-
5 graph (2)” and inserting “other than paragraph (1)
6 or (2) of subsection (a)”.

7 (2) APPLICABILITY.—The exemption provided
8 by section 345(a)(1) of the National Highway Sys-
9 tem Designation Act (49 U.S.C. 32236 note; Public
10 Law 104–59) shall apply to a person transporting
11 agricultural commodities or farm supplies for agri-
12 cultural purposes under that section on and after
13 the date of enactment of this Act regardless of any
14 action taken by the Secretary of Transportation
15 under section 345(c) of the National Highway Sys-
16 tem Designation Act (42 U.S.C. 32236 note; Public
17 Law 104–59) before the date of enactment of this
18 Act.

19 (b) DEFINITION OF AGRICULTURAL COMMODITY.—
20 Section 345(e) of the National Highway System Designa-
21 tion Act of 1995 (49 U.S.C. 32236 note; Public Law 104–
22 59) is amended—

23 (1) by redesignating paragraphs (3), (4), (5),
24 and (6) as paragraphs (5), (6), (4), and (7), respec-

1 tively, and moving the paragraphs so as to appear
2 in numerical order; and

3 (2) by inserting after paragraph (2) the fol-
4 lowing:

5 “(3) AGRICULTURAL COMMODITY.—The term
6 ‘agricultural commodity’ has the meaning given the
7 term in section 102 of the Agricultural Trade Act of
8 1978 (7 U.S.C. 5602).”.